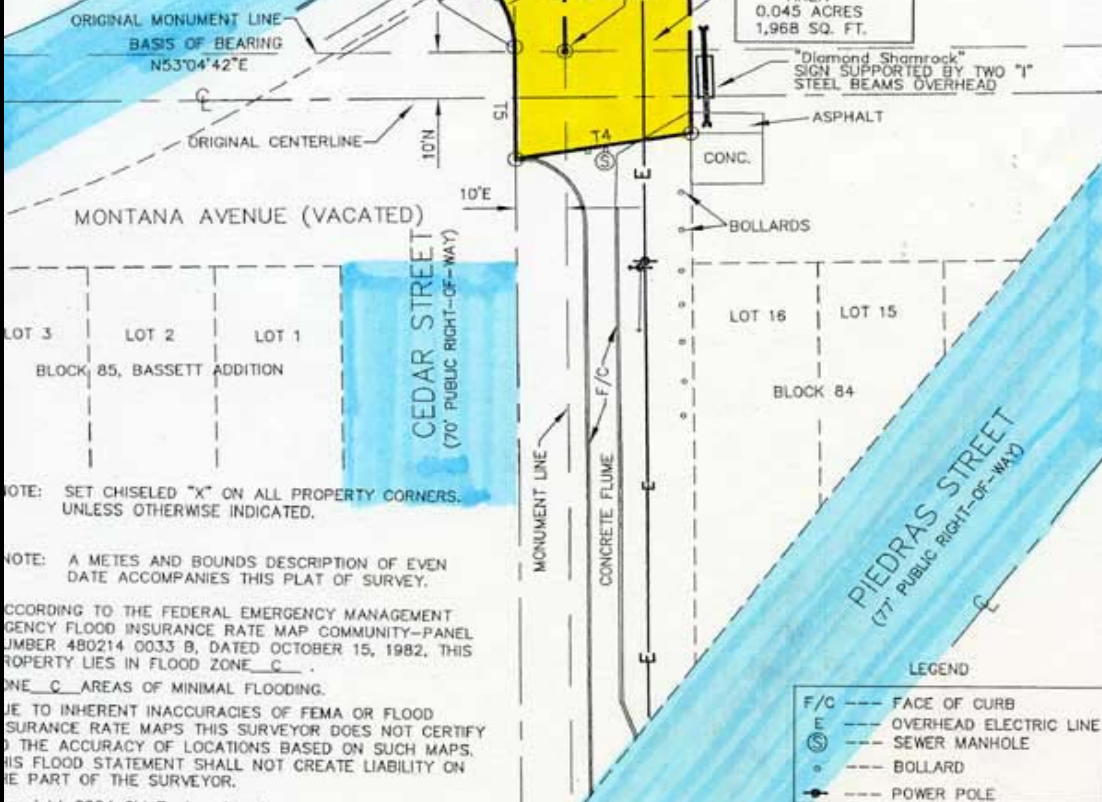


CURVE TABLE						
CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING	DELTA
C1	21.00'	18.98'	10.19'	18.34'	N63°22'24"W	51°46'56"

LINE TABLE		
TANGENT	BEARING	DISTANCE
T1	N36°57'40"W	28.89'
T2	N20°47'29"E	29.56'
T3	S36°57'40"E	62.87'
T4	S44°27'00"W	35.40'
T5	N36°57'40"W	24.50'
T6	N20°47'29"E	21.47'



NOTE: SET CHISELED "X" ON ALL PROPERTY CORNERS, UNLESS OTHERWISE INDICATED.

NOTE: A METES AND BOUNDS DESCRIPTION OF EVEN DATE ACCOMPANIES THIS PLAT OF SURVEY.

ACCORDING TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD INSURANCE RATE MAP COMMUNITY-PANEL NUMBER 480214 0033 B, DATED OCTOBER 15, 1982, THIS PROPERTY LIES IN FLOOD ZONE C.

ZONE C AREAS OF MINIMAL FLOODING.

DUE TO INHERENT INACCURACIES OF FEMA OR FLOOD INSURANCE RATE MAPS THIS SURVEYOR DOES NOT CERTIFY TO THE ACCURACY OF LOCATIONS BASED ON SUCH MAPS. THIS FLOOD STATEMENT SHALL NOT CREATE LIABILITY ON THE PART OF THE SURVEYOR.

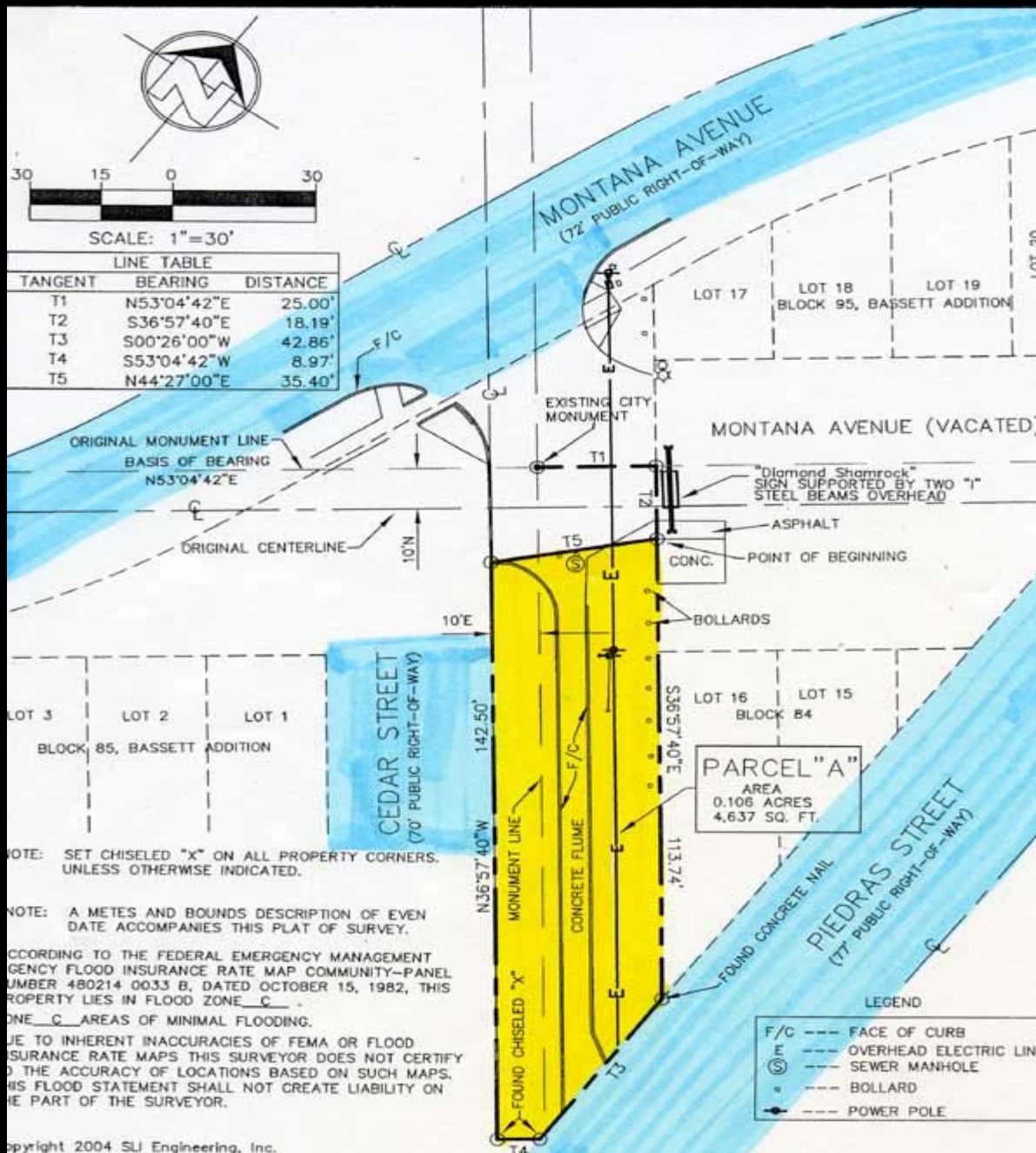
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NOTE:

ALL INFORMATION SHOWN HEREON WITH RESPECT TO UNDERGROUND





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ORDINANCE NO. _____

AN ORDINANCE VACATING A PORTION OF CEDAR STREET RIGHT-OF-WAY, EL PASO, EL PASO COUNTY, TEXAS AND PROVIDING FOR EXCHANGE.

WHEREAS, the City Plan Commission has recommended vacation of a portion of Cedar Street right-of-way; and

WHEREAS, the City Council finds that said right-of-way is not needed for public use and should be vacated as recommended; and

WHEREAS, Applicant City of El Paso, by and through its representative department, Sun Metro, entered into negotiations with Diamond Shamrock Stations, Inc., the abutting property owner directly to the east of the area proposed for vacation; and

WHEREAS, such negotiations resulted in an agreement that there would be a land exchange concerning the area subject to vacation wherein Diamond Shamrock Stations, Inc. would deed over its right, title, and interest in the area to be vacated as shown in exhibit "A" (hereinafter parcel "A") in exchange for the City's deeding over its right, title, and interest in the area to be vacated as shown in exhibit "B" (hereinafter parcel "B"); and

WHEREAS, parcels "A" & "B" were appraised and it was determined that the area proposed for vacation and subsequent fee simple ownership by the City of El Paso, parcel "A", is of greater appraised value than that provided for parcel "B", the area proposed for vacation and subsequent fee simple ownership for Diamond Shamrock Stations, Inc. Corporation; and

WHEREAS, Diamond Shamrock Stations, Inc. and the El Paso City Council agree that the proposed division is equitable and proportional; and

WHEREAS, such vacation and land exchange, as proposed, is authorized by and made pursuant to §272.001.C.2 of the Texas Local Government Code.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the land identified as parcels "A" & "B" above is hereby vacated.
2. That the City of El Paso hereby acknowledges receipt of a Quitclaim Deed for the area described as parcel "A" as more fully described in metes & bounds description provided as exhibit "A."

3. That the Mayor shall sign an instrument quitclaiming all of the City's right, title and interest in and to such vacated property described as parcel "B", as more fully described by metes & bounds description provided as exhibit "B" to **Diamond Shamrock Stations, Inc., Inc.**

PASSED AND APPROVED this _____ day of _____, 2004.

THE CITY OF EL PASO

Joe Wardy, Mayor

ATTEST:

Richarda Momsen, City Clerk

APPROVED AS TO FORM:

Matt Watson, Asst. City Attorney

APPROVED AS TO CONTENT:

Rudy Valdez, Chief Urban Planner
Dept. of Planning, Research & Development

Property Description: A portion of Cedar Street Right-of-Way and a portion of Montana Avenue Right-of-Way (Vacated), El Paso, El Paso County, Texas.

METES AND BOUNDS DESCRIPTION

The parcel of land herein described is a portion of Cedar Street Right-of-Way and a portion of Montana Avenue Right-of-Way (Vacated), El Paso, El Paso County, Texas and is more particularly described by metes and bounds as follows:

Commencing at an existing city monument lying on the intersection of the monument lines of Cedar Street and Montana Avenue, said monument lines lying 10-feet north and 10-feet east of the respective centerlines of Cedar Street and Montana Avenue; Thence, North $53^{\circ} 04' 42''$ East, along said monument line of Montana Avenue, a distance of 25.00 feet to a point lying on the northerly right-of-way line of Cedar Street; Thence, South $36^{\circ} 57' 40''$ East, along said right-of-way line, a distance of 18.19 feet to a set chiseled "X", said point being the TRUE POINT OF BEGINNING of this description;

THENCE, South $36^{\circ} 57' 40''$ East, continuing along said right-of-way line, a distance of 113.74 feet to a point lying on the westerly right-of-way line of Piedras Street, said point being a found concrete nail;

THENCE, South $00^{\circ} 26' 00''$ West, along said right-of-way line, a distance of 42.86 feet to a found chiseled "X";

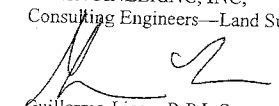
THENCE, South $53^{\circ} 04' 42''$ West, a distance of 8.97 feet to a found chiseled "X", lying on the centerline of Cedar street;

THENCE, North $36^{\circ} 57' 40''$ West, along said centerline, a distance of 142.50 feet to a set chiseled "X";

THENCE, North $44^{\circ} 27' 00''$ East, a distance of 35.40 feet to the TRUE POINT OF BEGINNING of this description.

Said parcel of land contains 0.106 acres (4,637 sq. ft.) of land more or less.

SLI ENGINEERING, INC.,
Consulting Engineers—Land Surveyors

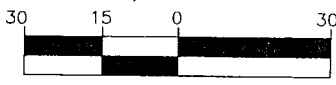
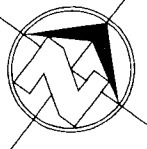

Guillermo Licon, R.P.L.S.
Registered Professional Land Surveyor
Texas License No. 2998



February 2, 2004
Job Number 06-03-2125

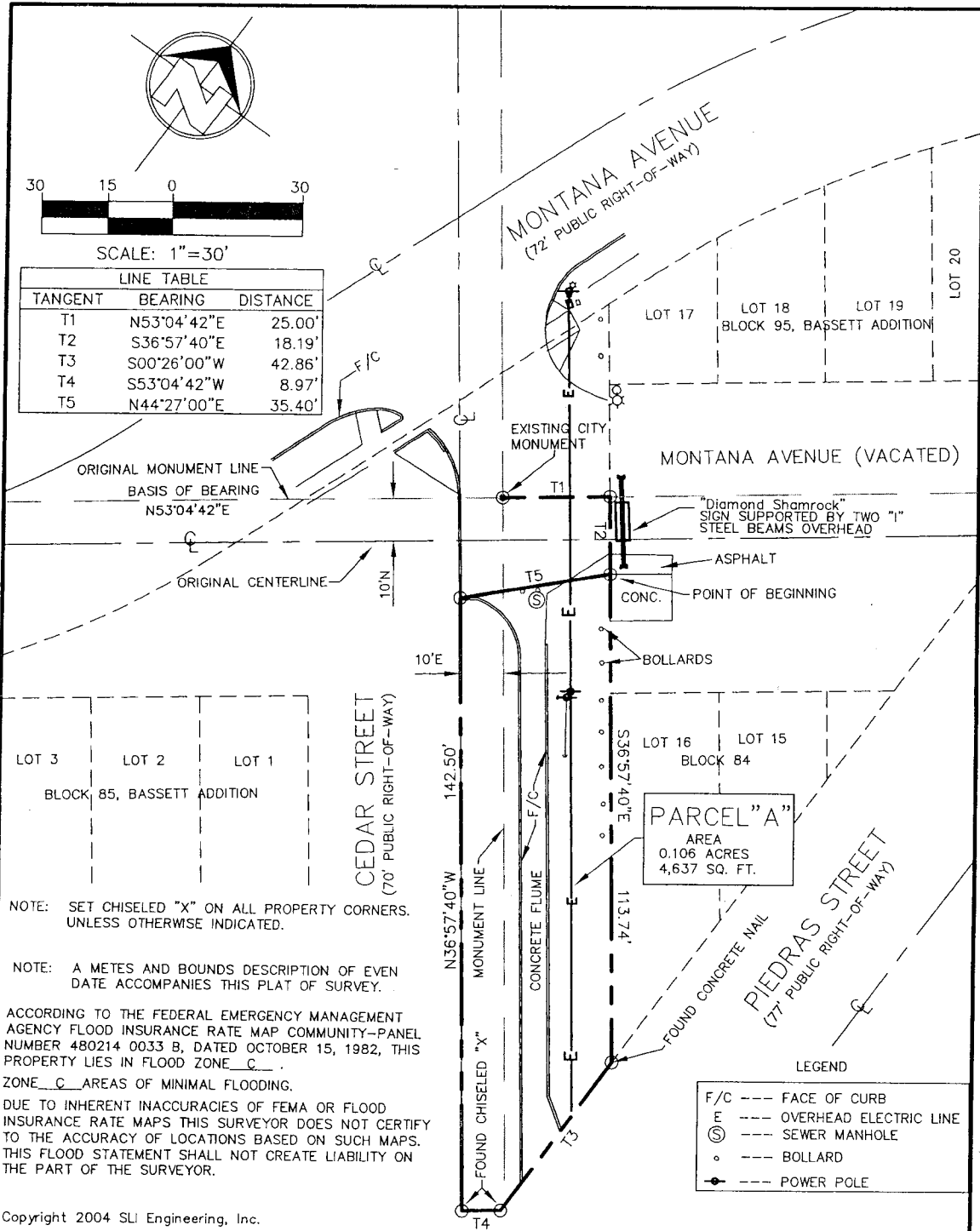
Page 1 of 2
M&B/1121

"EXHIBIT A"



SCALE: 1"=30'

LINE TABLE		
TANGENT	BEARING	DISTANCE
T1	N53°04'42"E	25.00'
T2	S36°57'40"E	18.19'
T3	S00°26'00"W	42.86'
T4	S53°04'42"W	8.97'
T5	N44°27'00"E	35.40'



NOTE: SET CHISELED "X" ON ALL PROPERTY CORNERS, UNLESS OTHERWISE INDICATED.

NOTE: A METES AND BOUNDS DESCRIPTION OF EVEN DATE ACCOMPANIES THIS PLAT OF SURVEY.

ACCORDING TO THE FEDERAL EMERGENCY MANAGEMENT AGENCY FLOOD INSURANCE RATE MAP COMMUNITY-PANEL NUMBER 480214 0033 B, DATED OCTOBER 15, 1982, THIS PROPERTY LIES IN FLOOD ZONE C.
ZONE C AREAS OF MINIMAL FLOODING.

DUE TO INHERENT INACCURACIES OF FEMA OR FLOOD INSURANCE RATE MAPS THIS SURVEYOR DOES NOT CERTIFY TO THE ACCURACY OF LOCATIONS BASED ON SUCH MAPS. THIS FLOOD STATEMENT SHALL NOT CREATE LIABILITY ON THE PART OF THE SURVEYOR.

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NOTE:
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UNLESS SPECIFICALLY ACCEPTED BY SLI ENGINEERING, INC. IN WRITING, SLI ENGINEERING, INC. MAKES NO CLAIM, EXPRESSED OR IMPLIED, AS TO THE UNDERGROUND SITE CONDITIONS.

LEGEND	
F/C	--- FACE OF CURB
E	--- OVERHEAD ELECTRIC LINE
S	--- SEWER MANHOLE
o	--- BOLLARD
•	--- POWER POLE



PLAT OF SURVEY



SLI ENGINEERING, INC.
CIVIL ENGINEERS
LAND SURVEYORS
LAND PLANNERS
6600 WESTWIND DRIVE
EL PASO, TEXAS 79912
915-584-4457

A PORTION OF CEDAR STREET
RIGHT-OF-WAY AND A PORTION
OF MONTANA AVENUE
RIGHT-OF-WAY (VACATED),
EL PASO, EL PASO COUNTY,
TEXAS

CERTIFICATION
I HEREBY CERTIFY THAT THE FOREGOING
BOUNDARY SURVEY WAS PERFORMED
UNDER MY SUPERVISION AND IS TRUE AND
CORRECT TO THE BEST OF MY KNOWLEDGE
AND BELIEF.

GUILLERMO LICON, R.P.L.S.
REGISTERED PROFESSIONAL LAND SURVEYOR
TEXAS LICENSE NO. 2998

JOB #: 06-03-2125 DR. BY: AMC
SCALE: 1"=30' F.B. #: 1042
F:\PROJECTS\CITY\PROJ.
DATE: 02/02/2004 DWG.: \PARCEL-A.DWG

PLAT REFERENCE
VOLUME 5 PAGE 21

Property Description: A portion of Cedar Street Right-of-Way and a portion of Montana Avenue Right-of-Way (Vacated), El Paso, El Paso County, Texas.

METES AND BOUNDS DESCRIPTION

The parcel of land herein described is a portion of Cedar Street Right-of-Way and a portion of Montana Avenue Right-of-Way (Vacated), El Paso, El Paso County, Texas and is more particularly described by metes and bounds as follows:

Commencing at an existing city monument lying on the intersection of the monument lines of Cedar Street and Montana Avenue, said monument lines lying 10-feet north and 10-feet east of the respective centerlines of Cedar Street and Montana Avenue; Thence, North $36^{\circ} 57' 40''$ West, along said monument line of Cedar Street, a distance of 28.89 feet to a point lying on the easterly right-of-way line of Montana Avenue, said point being the TRUE POINT OF BEGINNING of this description;

Thence, North $20^{\circ} 47' 29''$ East, along said right-of-way line, a distance of 29.56 feet to a point lying on the intersection of the easterly right-of-way of Montana Avenue and the northerly right-of-way of Cedar Street, said point being a found chiseled "X";

THENCE, South $36^{\circ} 57' 40''$ East, along said right-of-way line of Cedar Street, a distance of 62.87 feet to a set chiseled "X";

THENCE, South $44^{\circ} 27' 00''$ West, a distance of 35.40 feet to a set chiseled "X", said point lying on the center line of Cedar Street;

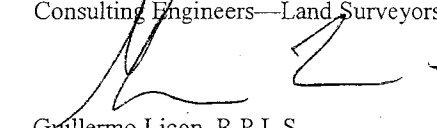
THENCE, North $36^{\circ} 57' 40''$ West, along said centerline, a distance of 24.50 feet to a point for a curve, said point being a set chiseled "X";

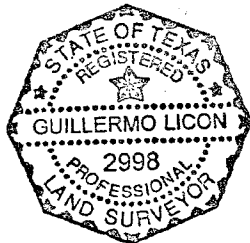
THENCE, 18.98 feet along the arc of a curve to the left having a radius of 21.00 feet, a central angle of $51^{\circ} 46' 56''$ and a chord which bears North $63^{\circ} 22' 24''$ West, a distance of 18.34 feet to a point lying on the easterly right-of-way line of Montana Avenue, said point being a set chiseled "X";

THENCE, North $20^{\circ} 47' 29''$ East, along said right-of-way line, a distance of 21.47 feet to the TRUE POINT OF BEGINNING of this description.

Said parcel of land contains 0.045 acres (1,968 sq. ft.) of land more or less.

SLI ENGINEERING, INC,
Consulting Engineers—Land Surveyors

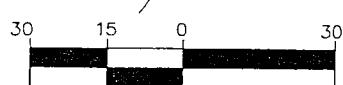
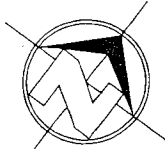

Guillermo Licon, R.P.L.S.
Registered Professional Land Surveyor
Texas License No. 2998



February 2, 2004
Job Number 06-03-2125

Page 1 of 2
M&B/1122

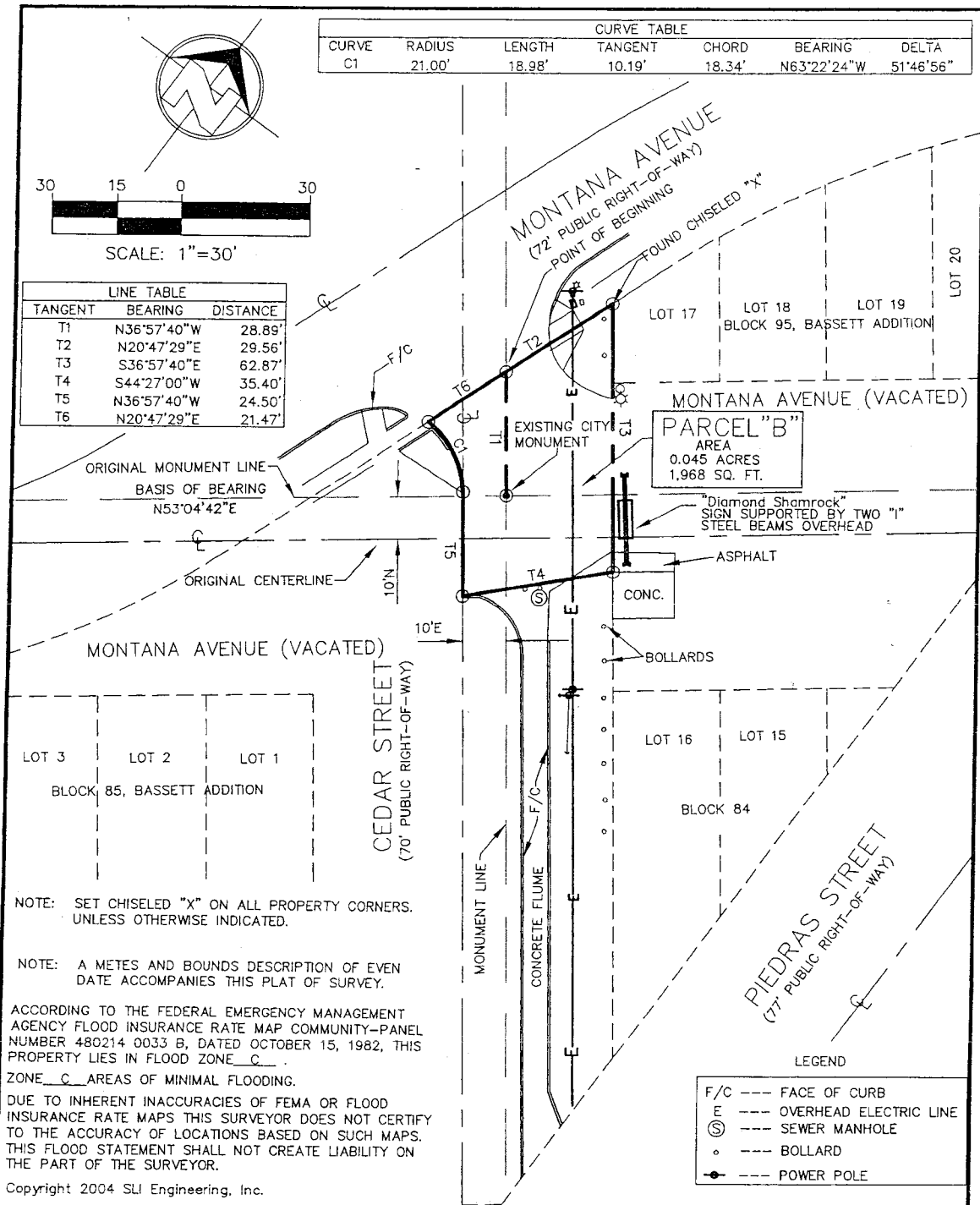
"EXHIBIT B1"



SCALE: 1"=30'

CURVE TABLE					
CURVE	RADIUS	LENGTH	TANGENT	CHORD	BEARING
C1	21.00'	18.98'	10.19'	18.34'	N63°22'24"W
					DELTA 51°46'56"

LINE TABLE		
TANGENT	BEARING	DISTANCE
T1	N36°57'40"W	28.89'
T2	N20°47'29"E	29.56'
T3	S36°57'40"E	62.87'
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PLAT OF SURVEY

SLI SLI ENGINEERING, INC.
CIVIL ENGINEERS
LAND SURVEYORS
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8600 WESTWIND DRIVE
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A PORTION OF CEDAR STREET
RIGHT-OF-WAY AND A PORTION
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CERTIFICATION
I HEREBY CERTIFY THAT THE FOREGOING
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JOB #: 06-03-2125 DR. BY: AMC
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PLAT REFERENCE
VOLUME 5 PAGE 21